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UBER TECHNOLOGIES, INC.
18 and OTTOMOTTO LLC

19 UNITED STATES DISTRICT COURT
20 NORTHERN DISTRICT OF CALIFORNIA
21 SAN FRANCISCO DIVISION

22 WAYMO LLC,
23 Plaintiff,
24 v.
25 UBER TECHNOLOGIES, INC.,
OTTOMOTTO LLC; OTTO TRUCKING LLC,
26 Defendants.

27 Case No. 3:17-cv-00939-WHA

28 **DECLARATION OF MICHELLE
YANG IN SUPPORT OF
DEFENDANTS' ADMINISTRATIVE
MOTION TO FILE UNDER SEAL
PORTIONS OF THEIR MOTION FOR
SUMMARY JUDGMENT, MOTION
TO STRIKE TS 96, AND DAUBERT
MOTION**

1 I, Michelle Yang, declare as follows:

2 1. I am an attorney at the law firm of Morrison & Foerster LLP. I make this
 3 declaration based upon matters within my own personal knowledge and if called as a witness, I
 4 could and would competently testify to the matters set forth herein. I make this declaration in
 5 support of Defendants' Administrative Motion to File Under Seal Portions of Their Motion for
 6 Summary Judgment, Motion to Strike TS 96, and Daubert Motion.

7 2. I have reviewed the following documents and confirmed that only the portions
 8 identified below merit sealing:

Document	Portions to Be Filed Under Seal	Designating Party
Motion for Summary Judgment, Motion to Strike TS 96, and Daubert Motion ("Motion")	Highlighted Portions	Defendants (Blue) Plaintiff (Green)
Exhibit 1 to the Declaration of Esther Chang	Entirety	Defendants Plaintiff
Exhibit 2 to the Declaration of Esther Chang	Highlighted Portions	Plaintiff (Green)

17 3. The blue-highlighted portions of the Motion and the entirety of Exhibit 1 to the
 18 Chang Declaration contain highly confidential information regarding the technical details of
 19 Uber's LiDAR systems, including specifications, diagrams, and schematics of LiDAR transmit
 20 boards. This highly confidential information is not publicly known, and its confidentiality is
 21 strictly maintained. I understand that disclosure of this information could allow competitors to
 22 obtain a competitive advantage over Uber by giving them details into the technical components of
 23 Uber's LiDAR sensors, such that Uber's competitive standing could be significantly harmed.

24 4. The green-highlighted portions of the Motion and Exhibit 2 to the Chang
 25 Declaration, as well as the entirety of Exhibit 1 to the Chang Declaration, contain information that
 26 has been designated "Highly Confidential – Attorneys' Eyes Only" by Waymo in accordance
 27 with the Patent Local Rule 2-2 Interim Model Protective Order ("Protective Order"), which the
 28

parties have agreed governs this case (Transcript of 3/16/2017 Hearing, page 6). Defendants file this material under seal in accordance with Paragraph 14.4 of the Protective Order.

5. Defendants' request to seal is narrowly tailored to the portions of the Motion and its supporting papers that merit sealing.

I declare under penalty of perjury that the foregoing is true and correct. Executed this
11th day of September, 2017 in Washington, D.C.

/s/ Michelle Yang
Michelle Yang

ATTESTATION OF E-FILED SIGNATURE

I, Michael A. Jacobs am the ECF User whose ID and password are being used to file this Declaration. In compliance with General Order 45, X.B., I hereby attest that Michelle Yang has concurred in this filing.

Dated: September 11, 2017

/s/ Michael A. Jacobs

MICHAEL A. JACOBS